

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Estt – A.P.A.S. - Sri S. Ratnachari, Assistant Director of Agriculture, presently working as Assistant Director of Agriculture (R), Vinjamur, Nellore District included and deferred in the panel year 2010-11 – Promoted as Deputy Director of Agriculture on adhoc basis in terms of G.O.Ms.No.257, General Administration (Ser. C) Department, dt.10.06.1999 – Orders – Issued.

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AGRICULTURE & COOPERATION (FP. I) DEPARTMENT

G.O.Ms.No. 5

Dated:27.01.2014.

Read the following:-

1. G.O.Ms.No.31, Agriculture & Cooperation (FP. I) Department, Dt.26.02.2011.
2. From the Hon'ble A.P. Administrative Tribunal Orders dt.11.07.2013 in O.A.No.4823/2013 and dt.03.09.2013 in C.A.No.1631/2013.
3. From Sri S. Ratnachari, Assistant Director of Agriculture, representation, dated:18.07.2013.
4. From the Commissioner & Director of Agriculture, A.P., Hyderabad Lr.No.AI(2) 627/2013, dt.13.09.2013.

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ORDER:-

In the G.O.1st read above, orders were issued including the name of Sri S. Ratnachari, Assistant Director of Agriculture in the panel of Assistant Directors of Agriculture for the panel year 2010-11, fit for promotion to the post of Deputy Director of Agriculture at Sl.No.57, but promotion was deferred due to pendency of disciplinary proceedings.

2. In the orders 2nd read above, the Hon'ble A.P. Administrative Tribunal have directed the respondents to consider the case of applicant for promotion to the post of Deputy Director of Agriculture without reference to the Charge Memo. dt.27.12.2008 and pass appropriate orders.

3. In the representation 3rd read above, Sri S. Ratnachari has requested to promote him as Deputy Director of Agriculture with a fixation of seniority over his junior.

4. In the letter 4th read above, the Commissioner & Director of Agriculture, Hyderabad has submitted that the case of Sri S. Ratnachari was deferred due to pendency of the disciplinary proceedings during the panel years 2010-11 and 2011-12. Since, it has been requested to accept the enquiry report of the Enquiry Officer who held that the charge against Sri S. Ratnachari, Assistant Director of Agriculture was not held proved and since the Hon'ble Tribunal have directed to consider the promotion as Deputy Director of Agriculture without reference to the Charge Memo. dt.27.12.2008, the Commissioner & Director of Agriculture has requested to consider the case of Sri S. Ratnachari, Assistant Director of Agriculture for promotion to the post of Deputy Director of Agriculture.

5. In G.O.Ms.No.257, G.A. (Ser. C) Dept., dt.10.06.1999, Govt. have prescribed the procedure and guidelines to be followed to consider the employees against whom disciplinary cases or criminal prosecution are pending or those conduct is under investigation, for appointment by promotion or transfer to next high categories. It was also ordered that the officers categorized as under item (iii) of G.O. 424, dt.25.05.1976, only should be considered for adhoc promotion after completion of two years from the date of the DPC or Screening Committee Meeting in which their cases were considered for the first time.

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6. Government after careful examination of the matter, have decided to promote Sri S. Ratnachari, Assistant Director of Agriculture, presently working as Assistant Director of Agriculture (R), Vinjamur, Nellore District as Deputy Director of Agriculture, purely on adhoc basis, subject to outcome of the disciplinary proceedings pending against him in terms of G.O.Ms.No.257, General Administration (Ser. C) Department, dt.10.06.1999.

7. Accordingly, under Rule 10(a) of Andhra Pradesh State and Subordinate Service Rules, 1996, Sri S. Ratnachari, Assistant Director of Agriculture, presently working as Assistant Director of Agriculture (R), Vinjamur, Nellore District, who was already included at Sl.No.57 in the panel of Assistant Director of Agriculture for the panel year 2010-11 issued in the G.O. 1st read above, is hereby promoted as Deputy Director of Agriculture on purely adhoc basis in terms of the orders stipulated in G.O.Ms.No.257, General Administration (Ser. C) Department, dt.10.06.1999, subject to final outcome of the disciplinary proceedings pending against him.

8. The appointment by promotion ordered above is also subject to the following conditions:

- i) the appointment is purely temporary and does not confer any right of any kind on the individual who is liable to be reverted at any time without prior notice and without assigning any reasons thereof;
- ii) the appointment is subject to orders in the O.As. / C.As. / W.Ps., pending, if any, before the A.P. Administrative Tribunal / High Court of Andhra Pradesh in general;
- iii) the appointment is subject to revision of seniority of the officer; if necessitated;
- iv) the appointment is also subject to joining of the officer in the promoted post within the stipulated time of 15 (fifteen) days from the date of receipt of the order of appointment and promotion as specified in rule 11(b) of A.P. State and Subordinate Service Rules, 1996, failing which he would forfeit the right of promotion to the cadre of Deputy Director of Agriculture.

9. The Commissioner & Director of Agriculture, A.P., Hyderabad shall take necessary action accordingly and requested to submit necessary proposals for issuing posting orders to the individual.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL CHANDRA PUNETHA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner & Director of Agriculture, A.P., Hyderabad.

The individual through the C & D.A., A.P., Hyderabad.

The Govt. Pleader for Agri. & Coop., A.P. Administrative Tribunal, Hyderabad.

Copy to the A.G., A.P., Hyderabad.

Copy to the P.S. to Min. (Agri.).

Copy to the P.S. to Prl. Secy. (Agri.).

Copy to the Agri. & Coop. (Vig. I) Dept.

SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER